



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Donald Durden

Serial No. 09/870,379

Filed: May 30, 2001

For: "Compositions and Methods
for Identifying Agents Which
Modulate PTEN Function and PI-3
Kinase Pathways"

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: Examiner: Misook Yu
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: Group Art Unit: 1642
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: Docket: 1857-ARTI.0024
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Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on
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Jenice M. Nightlinger
Jenice M. Nightlinger

**NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the
decision dated September 17, 2003 of the Primary Examiner
finally rejecting claims 80, 82, 89 and 90.

This application is on behalf of

[] other than a small entity

[X] small entity.

The Appeal Fee of \$165.00 is

[X] enclosed

[] not required (fee paid in prior appeal in this
application.

[X] charge any underpayment or credit any overpayment to
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enclosed herewith).

03/23/2004 AWONDAF1 00000077 09870379

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165.00 OP

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A Professional Corporation

By

Kathleen D. Rigaut
Kathleen D. Rigaut, Ph.D., J.D.
PTO Registration No. 43,047